

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

FILED/ACCEPTED

SEP - 5 2007

Federal Communications Commission
Office of the Secretary

In the Matter of)
)
ARKANSAS CABLE)
TELECOMMUNICATIONS)
ASSOCIATION; COMCAST OF)
ARKANSAS, INC.; BUFORD)
COMMUNICATIONS I, L.P. d/b/a)
ALLIANCE COMMUNICATIONS)
NETWORK; WEHCO VIDEO, INC.;)
TCA CABLE PARTNERS d/b/a COX)
COMMUNICATIONS; and CEBRIDGE)
ACQUISITION, L.P., d/b/a SUDDENLINK)
COMMUNICATIONS)
)
Complainants,)
)
v.)
)
ENTERGY ARKANSAS, INC.,)
)
Respondent.)
)

EB Docket No. 06-53

EB-05-MD-004

**COMPLAINANTS' TENTH AMENDED RESPONSES TO ENTERGY'S FIRST
INTERROGATORIES AND REQUESTS FOR PRODUCTION**

Complainants Comcast of Arkansas, Inc., Buford Communications I, L.P.
d/b/a/ Alliance Communications Network; WEHCO Video, Inc. TCA Cable Partners
d/b/a Cox Communications and Cebridge Acquisition, L.P., d/b/a Suddenlink
Communications ("Complainants") hereby responds to Entergy's First Interrogatories
and Requests for Production as follows:

STATEMENT

This responding parties and their attorneys have not completed discovery
in this action. All of the responses contained herein are based solely upon information

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presently available to and specifically known by the parties and their attorneys after diligent and good faith investigation. As discovery continues, witnesses, facts, and evidence may be discovered which are not set forth herein, but which may have been responsive to one or more of the interrogatories had the information been known at this time.

Facts and evidence now known may be imperfectly understood, and the relevance or consequences of such facts and information may be imperfectly understood. Accordingly, some facts and evidence now known may not, in good faith, be included in the following responses.

Complainants anticipate that further discovery, independent investigation, legal research and analysis will supply additional facts, may supply new meaning to known facts, and may establish entirely new facts or conclusions and legal contentions, all of which may lead to substantial modification to the discovery responses herein. The following interrogatory responses are given without prejudice to Complainants' right to produce witnesses and evidence, the significance of which are only subsequently discovered. Complainants therefore reserve the right to modify any or all responses made herein as additional facts are obtained, analyses are made, legal research is completed and contentions are developed. The responses contained herein are made in a good faith effort to supply such factual information as is presently known, but should in no way be interpreted to prejudice the rights of Complainants in relation to future discovery, research, or analysis.

Finally, Entergy's requests are in some cases duplicative of each other, and each document identified may not be responsive only to the Interrogatory or

Request marked; in many cases, documents may be responsive to one or more additional Interrogatory or Request.

GENERAL OBJECTIONS

Complainants assert the following General Objections, which are incorporated by reference into each specific response below:

1. Complainants object to the Interrogatories, including the “Instructions” and “Definitions,” to the extent that they seek to impose burdens or duties upon Complainants that exceed the requirements and permissible scope of discovery under the FCC’s Rules and Procedures governing hearings and the Orders, including but not limited to the Hearing Designation Order and Judge Steinberg’s April 20, 2005 Procedural Order.
2. Complainants object to the Interrogatories to the extent that they seek information reflecting communication protected from disclosure by the attorney-client privilege and/or material protected by the work-product doctrine or any other applicable privilege.
3. Complainants object to the Interrogatories to the extent that they seek information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.
4. Complainants object to the Interrogatories to the extent that they seek proprietary and/or confidential information and/or trade secrets.
5. Complainants object to the Interrogatories to the extent that they are vague, overly broad, and/or confusing.

6. Complainants object to the Interrogatories to the extent that they are unduly burdensome, unreasonably cumulative and duplicative, or call for information already in Entergy's (or its agents', representatives' and contractors') possession.

7. Complainants object to the Interrogatories to the extent that they are intended solely for the purpose of annoyance, embarrassment, harassment, and/or oppression.

8. Complainants object to the Interrogatories to the extent that they seek information that should more properly be obtained through deposition testimony.

9. Complainants anticipate discovering additional information and materials during the discovery process, which may be responsive to the discovery requests. Complainants expressly reserve the right to rely on such information and materials if and when they are discovered after the date of this response.

10. Complainants expressly reserve the right to supplement these objections.

11. These General Objections are incorporated into each specific response below and all such responses shall be subject to the foregoing General Objections.

REQUEST FOR PRODUCTION NO.2: Produce all documents and tangible objects of every kind in your possession or under your control relating to the issues to be addressed at the formal hearing before the Administrative Law Judge which are contained in the Hearing Designation Order adopted in this docket on March 1, 2006, DA 06-494.

RESPONSE: See objections set forth in Complainants' First Amended Responses to Entergy's First Interrogatories and Requests for Production. Subject to those objections, and any other objections relevant to this Request that have been raised by Complainants in the course of this proceeding, Complainants are producing additional documents potentially responsive to the Request.

REQUEST FOR PRODUCTION NO. 3: Produce all documents relating to every communication identified in your responses to Interrogatories Nos. 7, 8 and 9.

RESPONSE: See objections set forth in Complainants' First Amended Responses to Entergy's First Interrogatories and Requests for Production. Subject to those objections, and any other objections relevant to this Request that have been raised by Complainants in the course of this proceeding, Complainants are producing additional documents potentially responsive to the Request.

REQUEST FOR PRODUCTION NO. 22: Produce all documents in your possession or under your control as of December 31, 2001 that relate to or identify attachment of Cable Plant to poles, structures or property owned or controlled by EAI, including without limitation all construction strand maps, facilities maps, diagrams, schematics, drawings, or other materials.

RESPONSE: See objections set forth in Complainants' First Amended Responses to Entergy's First Interrogatories and Requests for Production. Subject to those objections, and any other objections relevant to this Request that have been raised by Complainants in the course of this proceeding, Complainants are producing additional documents potentially responsive to the Request.

REQUEST FOR PRODUCTION NO. 23: Other than documents furnished to you by EAI or USS, and documents produced in response to Request No. 22, produce all documents in your possession or under your control as of this date that relate to or identify attachment of Cable Plant to poles, structures or property owned or controlled by EAI including without limitation construction strand maps, facilities maps, diagrams, schematics, drawings, or other materials.

RESPONSE: See objections set forth in Complainants' First Amended Responses to Entergy's First Interrogatories and Requests for Production. Subject to those objections, and any other objections relevant to this Request that have been raised by Complainants in the course of this proceeding, Complainants are producing additional documents potentially responsive to the Request.

REQUEST FOR PRODUCTION NO. 24: Produce all documents furnished to you by EAI or USS relating to attachment of Cable Plant to poles, structures or property owned or controlled by EAI, including without limitation maps, diagrams, schematics, drawings, depictions, surveys, audits or reports.

REQUEST FOR PRODUCTION NO. 25: Produce all documents relating to any studies, reports, tests, or analyses performed by you or on your behalf relating to every attachment of Cable Plant to poles, structures or property owned or controlled by EAI, including without limitation engineering studies or documentation to evaluate wind and weight pole loading.

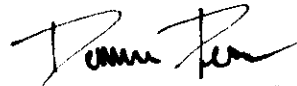
RESPONSE: See objections set forth in Complainants' First Amended Responses to Entergy's First Interrogatories and Requests for Production. Subject to those objections, and any other objections relevant to this Request that have been raised by

Complainants in the course of this proceeding, Complainants are producing additional documents potentially responsive to the Request.

REQUEST FOR PRODUCTION NO. 27: Produce all documents relating to agreements or contracts between you and every agent, contractor, subcontractor, consultant, or other person or entity who has ever performed or provided any work, labor, or service relating to attachments of Cable Plant, installation, upgrades, rebuilds, overlashing, modernizations, modifications, replacement of Cable Plant, or safety violations reported to you by EAI or USS.

RESPONSE: See objections set forth in Complainants' First Amended Responses to Entergy's First Interrogatories and Requests for Production. Subject to those objections, and any other objections relevant to this Request that have been raised by Complainants in the course of this proceeding, Complainants are producing additional documents potentially responsive to the Request.

ARKANSAS CABLE TELECOMMUNICATIONS
ASSOCIATION; COMCAST OF ARKANSAS,
INC.; BUFORD COMMUNICATIONS I, L.P.
D/B/A ALLIANCE COMMUNICATIONS
NETWORK; WEHCO VIDEO, INC.; TCA
CABLE PARTNERS D/B/A COX
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September 5, 2007

Its Attorneys

CERTIFICATE OF SERVICE

I, Dominic F. Perella, hereby certify that on September 5, 2007, a copy of the foregoing COMPLAINANTS' TENTH AMENDED RESPONSES TO ENTERGY'S FIRST INTERROGATORIES AND REQUESTS FOR PRODUCTION was hand-delivered, and/or placed in the United States mail, and/or sent via electronic mail, postage prepaid, to:

Marlene H. Dortch (***Orig. & 6 copies***)
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Dominic F. Perella

* Served via U.S. Mail

** Also served via Electronic Mail